

BEFORE THE
CALIFORNIA BOARD OF OCCUPATIONAL THERAPY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Petition to Revoke
Probation Against:

Case No. AR 2007-381

DEBORAH ANN RYAN
25771 Kellogg Street
Loma Linda, CA 92354

Occupational Therapist License
No. OTA 1853

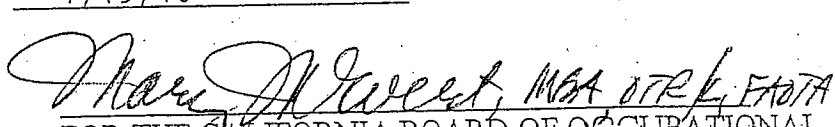
Respondent.

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the California Board of Occupational Therapy, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on 7/26/10.

It is so ORDERED 7/19/10.

 President
FOR THE CALIFORNIA BOARD OF OCCUPATIONAL
THERAPY
DEPARTMENT OF CONSUMER AFFAIRS

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8 **BEFORE THE**
9 **CALIFORNIA BOARD OF OCCUPATIONAL THERAPY**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Petition to Revoke
13 Probation Against:

Case No. AR 2007-381

14 **DEBORAH ANN RYAN**
15 **25771 Kellogg Street**
16 **Loma Linda, CA 92354**

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

**Occupational Therapist License
No. OTA 1853**

Respondent.

17 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this
18 proceeding that the following matters are true:

19 **PARTIES**

20 1. Heather Martin (Complainant) is the Executive Officer of the California Board of
21 Occupational Therapy. She brought this action solely in her official capacity and is represented
22 in this matter by Edmund G. Brown Jr., Attorney General of the State of California, by Jonathan
23 D. Cooper, Deputy Attorney General.

24 2. Deborah Ann Ryan (Respondent) is representing herself in this proceeding and has
25 chosen not to exercise her right to be represented by counsel.

26 3. On or about December 5, 2008, the California Board of Occupational Therapy issued
27 Occupational Therapist License No. OTA 1853 to Deborah Ann Ryan (Respondent). The license
28

1 was in full force and effect at all times relevant to the charges brought in Petition to Revoke
2 Probation No. AR 2007-381 and will expire on September 30, 2010, unless renewed.

3 JURISDICTION

4 4. Petition to Revoke Probation No. AR 2007-381 was filed before the California Board
5 of Occupational Therapy (Board), Department of Consumer Affairs, and is currently pending
6 against Respondent. The Petition to Revoke Probation and all other statutorily required
7 documents were properly served on Respondent on April 22, 2010. Respondent timely filed her
8 Notice of Defense contesting the Petition to Revoke Probation. A copy of Petition to Revoke
9 Probation No. AR 2007-381 is attached as exhibit A and incorporated herein by reference.

10 ADVISEMENT AND WAIVERS

11 5. Respondent has carefully read, and understands the charges and allegations in Petition
12 to Revoke Probation No. AR 2007-381. Respondent also has carefully read, and understands the
13 effects of this Stipulated Surrender of License and Order.

14 6. Respondent is fully aware of her legal rights in this matter, including the right to a
15 hearing on the charges and allegations in the Petition to Revoke Probation; the right to be
16 represented by counsel, at her own expense; the right to confront and cross-examine the witnesses
17 against her; the right to present evidence and to testify on her own behalf; the right to the issuance
18 of subpoenas to compel the attendance of witnesses and the production of documents; the right to
19 reconsideration and court review of an adverse decision; and all other rights accorded by the
20 California Administrative Procedure Act and other applicable laws.

21 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and
22 every right set forth above.

23 CULPABILITY

24 8. Respondent admits the truth of each and every charge and allegation in Petition to
25 Revoke Probation No. AR 2007-381, agrees that cause exists for discipline and hereby surrenders
26 her Occupational Therapist License No. OTA 1853 for the Board's formal acceptance.

27 9. Respondent understands that by signing this stipulation she enables the Board to issue
28 an order accepting the surrender of her Occupational Therapist License without further process.

CONTINGENCY

10. This stipulation shall be subject to approval by the California Board of Occupational Therapy. Respondent understands and agrees that counsel for Complainant and the staff of the California Board of Occupational Therapy may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

11. The parties understand and agree that facsimile copies of this Stipulated Surrender of License and Order, including facsimile signatures thereto, shall have the same force and effect as the originals.

12. This Stipulated Surrender of License and Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

13. In consideration of the foregoing admissions and stipulations, the parties agree that the (Board) may, without further notice or formal proceeding, issue and enter the following Order:

ORDER

IT IS HEREBY ORDERED that Occupational Therapist License No. OTA 1853, issued to Respondent Deborah Ann Ryan, is surrendered and accepted by the California Board of Occupational Therapy.

14. The surrender of Respondent's Occupational Therapist License and the acceptance of

1 the surrendered license by the Board shall constitute the imposition of discipline against
2 Respondent. This stipulation constitutes a record of the discipline and shall become a part of
3 Respondent's license history with the Board.

4 15. Respondent shall lose all rights and privileges as an occupational therapist in
5 California as of the effective date of the Board's Decision and Order.

6 16. Respondent shall cause to be delivered to the Board both her wall license certificate
7 and, if one was issued, pocket license on or before the effective date of the Decision and Order.

8 17. Respondent fully understands and agrees that if she ever files an application for
9 licensure or a petition for reinstatement in the State of California, the Board shall treat it as a
10 petition for reinstatement. Respondent must comply with all the laws, regulations and procedures
11 for reinstatement of a revoked license in effect at the time the petition is filed, and all of the
12 charges and allegations contained in Petition to Revoke Probation No. AR 2007-381 shall be
13 deemed to be true, correct and admitted by Respondent when the Board determines whether to
14 grant or deny the petition. At the time of such application, Respondent shall be required to
15 provide documentation of all efforts in rehabilitation.

16 18. Respondent shall not apply for reinstatement of her Occupational Therapist license or
17 apply for an Occupational Therapist license for three years from the effective date of this
18 Decision and Order.

19 19. Should Respondent ever apply or reapply for a new license or certification, or petition
20 for reinstatement of a license, by any other health care licensing agency in the State of California,
21 all of the charges and allegations contained in Petition to Revoke Probation, No. AR 2007-381
22 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement
23 of Issues or any other proceeding seeking to deny or restrict licensure.

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26 ACCEPTANCE

27 I have carefully read the Stipulated Surrender of License and Order. I understand the
28 stipulation and the effect it will have on my Occupational Therapist License. I enter into this

1 Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to
2 be bound by the Decision and Order of the California Board of Occupational Therapy.

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4 DATED:

4/30/10


DEBORAH ANN RYAN
Respondent

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7 ENDORSEMENT

8 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
9 for consideration by the California Board of Occupational Therapy of the Department of
10 Consumer Affairs.

11 Dated: 5/7/10

Respectfully submitted,

EDMUND G. BROWN JR.
Attorney General of California
FRANK H. PACOE
Supervising Deputy Attorney General

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16 JONATHAN D. COOPER
17 Deputy Attorney General
18 *Attorneys for Complainant*
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